IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 7244 OF 2005

Ms. Vaishali Hindurao Gade ... Petitioner

Versus

The State of Maharashtra and Ors. ... Respondents

Mr. N.V. Bandiwadekar for Petitioner.

Mr. R.D. Rane, Government Pleader for Respondent Nos. 1 and 2.

Mr. K.K. Tated and Mr. M. Jain for Respondent Nos. 3 and 4.

CORAM : F.I. REBELLO &
DR.D.Y.CHANDRACHUD,JJ.
DATED : OCTOBER 26, 2005

P.C.

. Rule. Respondent waives service.

. It is the case of the Petitioner that the entire case is similar to the case of the Petitioners in Writ Petition No. 4752 of 2005 which was disposed of by us on 15.9.2005. In the light of that, Petition can be disposed of by issuing following directions :

. In the light of that the management is directed

to submit a fresh proposal for approval to the Education Officer. The Education Officer to work out the reserved quota at 34%. Accordingly, if there be vacant posts in open category to grant approval to the appointment of the Petitioners.

. It is also made clear that the approval would relate back to the date when the management first appointed the Petitioners by following due process and forwarded the proposals to Respondent No. 2. On approval being granted, the period of three years be worked from the date of first appointment and the Petitioners, if approval is granted, would be entitled to be absorbed as Assistant Teachers on completion of three years service. It is also made clear that the honorarium on approval be paid to the Petitioners in terms of the rules.

. Rule made absolute accordingly. No order as to costs.

(F.I. REBELLO,J.)

(DR.D.Y.CHANDRACHUD,J.)